

CLASSIFICATION OFFICE DECISION

Title of publication: imgcache.0_embedded_23

Other known title(s): Not stated

OFLC ref: 1700600.007

Medium: Computer Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification: Objectionable.

Descriptive note: None

Display conditions: None

Date of entry in Register: 30 November 2017

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 29 November 2017

Summary of reasons for decision:

The publication is an explicit photograph of a man sexually abusing a young girl. The image is a record of rape and child sexual abuse and clearly intended for distribution among adults with a sexual interest in children. It promotes and supports the exploitation of children for sexual purposes, and the use of violence or coercion to compel a person to submit to sexual conduct, and is deemed objectionable under s3(2)(a) and s3(2)(b) of the Films, Videos, and Publications Classification Act 1993. Although this is an interference with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990, this outcome is reasonable and demonstrably justified given the conduct involved. It reflects the concern of society to protect its young and vulnerable members from sexual exploitation.